

Ohio | Department of Rehabilitation & Correction

Mike DeWine, Governor
Annette Chambers-Smith, Director

12/03/2019

Sheriff David Schilling
Cuyahoga County Corrections Center
1215 West 3rd Street
Cleveland, OH 44113

RE: 2019 Annual Jail Inspection

Dear Sheriff David Schilling:

In accordance with Section 5120.10 of the Ohio Revised Code and Executive Order 92-03 of the Department of Rehabilitation and Correction, the Cuyahoga County Corrections Center, a full service jail, was inspected on 11/04/2019. The inspection was restricted to assessing compliance with a group of standards, selected from the Standards for Jails in Ohio promulgated by the Department of Rehabilitation and Correction. The group of standards being inspected focused on Reception & Release, Classification, Security, Housing, Sanitation and Environmental Conditions, Communication, Visitation, Medical and Mental Health Services, Food Service, Recreation and Programming, Inmate Discipline, Administrative Segregation, Grievance, Staffing, and Staff Training. The inspection consisted of this Inspector receiving and/or reviewing requested documentation and/or materials, touring selected areas of the jail, and having discussions with various jail staff.

The total actual general housing capacity for the Cuyahoga County Corrections Center is 1765. On the date of the jail inspection, there were 1760 inmates incarcerated in the Cuyahoga County Corrections Center. The Ohio Department of Rehabilitation and Correction recommended housing capacity for the jail is 1765, which is based upon total available living space and other requirements. Officials should maintain prisoner counts within the Department's recommended capacity figure.

The Cuyahoga County Corrections Center (Full Service Jail) is in compliance with 113 standards, 48 "Essential", and 65 "Important".

5120:1-8-01 (A)(1); -01 (A)(3); -01 (A)(4); -01 (A)(7); -01 (A)(9); -01 (A)(12); -02 (B)(1); -02 (B)(2); -02 (B)(4); -02 (D); -03 (A)(1); -03 (A)(3); -03 (A)(4); -03 (A)(5); -03 (A)(7); -03 (B)(2); -03 (B)(4); -03 (B)(5); -03 (B)(6); -03 (B)(7); -03 (B)(8); -03 (B)(9); -03 (B)(10)(a); -03 (B)(10)(b); -03 (B)(10)(c); -03 (B)(10)(d); -03 (B)(11)(b); -03 (B)(11)(c); -03 (B)(12); -03 (B)(15); -03 (B)(17); -04 (A)(1); -04 (A)(2)(d); -04 (A)(4); -04 (B); -04 (D); -04 (E); -04 (F); -04 (G); -04 (H); -04 (K); -05 (A); -05 (B); -05 (C); -05 (G)(1); -05 (H)(3); -05 (I); -05 (J); -05 (K); -05 (L); -05 (N); -05 (O); -05 (P); -05 (Q); -06 (B); -06 (C); -06 (G); -07 (A); -07 (D); -07 (E); -07 (H); -07 (I); -09 (A); -09 (AA); -09 (B); -09 (C); -09 (D); -09 (E); -09 (F); -09 (G); -09 (H); -09 (I); -09 (J); -09 (K); -09 (L); -09 (M); -09 (N); -09 (O); -09 (P); -09 (Q); -09 (R); -09 (S); -09 (T); -09 (U); -09 (V); -09 (W); -09 (X); -09 (Y); -09 (Z); -10 (A); -10 (B); -10 (D); -10 (E); -10 (G)(1); -10 (G)(2); -11 (A); -11 (B); -11 (E); -12 (B); -12 (C); -12 (F); -12 (G); -12 (H); -15 (B); -15 (D); -15 (E); -15 (F); -16 (A); -17 (E); -17 (F); -18 (A); -18 (D); -18 (E);

The Cuyahoga County Corrections Center did not comply with 17 standards, 5 "Essential", and 12 "Important". This letter is intended to serve as a basis for developing plans of action for bringing the facility into compliance with the deficiencies noted during the inspection.

5120:1-8-03 (A) Each full service jail shall maintain the following minimum standards in regard to security of the jail. (6) (Essential) A two-way communications system between central control, staffed posts and inmate occupied areas.

Comments: On the day of the inspection several areas were found to either have no two-way communication system or two way communication systems that were not working properly.

5120:1-8-03 (B) Each full service jail shall have written policies and procedures, and practices which evidence, that the following minimum standards are maintained. (16) (Important) Keys, tools and culinary equipment are inventoried and use is controlled.

Comments: The jail is not following their policies and procedures governing the issuance and control of keys. However the tools and culinary equipment were found to be organized and secure.

5120:1-8-04 (A) (2) Housing Cells: (a) (Important) Seventy square feet for single occupancy; forty-eight square feet in jails constructed prior to 1983.

Comments: Due to classification considerations, the jail was overcrowded in several areas including single occupancy cells, double occupancy cells and triple occupancy cells.

5120:1-8-04 (A) (2) Housing Cells: (b) (Important) One hundred square feet with seven feet least dimension for double occupancy, stacked bunks, one hundred ten square feet with nine feet least dimension for double occupancy, single bunks.

Comments: Due to classification considerations, the jail was overcrowded in several areas including single occupancy cells, double occupancy cells and triple occupancy cells.

5120:1-8-04 (A) (2) Housing Cells: (c) (Important) One hundred forty-five square feet with nine feet least dimension for triple occupancy, stacked bunk and single bunk; one hundred seventy square feet with twelve feet least dimension for triple occupancy, single bunks.

Comments: Due to classification considerations, the jail was overcrowded in several areas including single occupancy cells, double occupancy cells and triple occupancy cells.

5120:1-8-04 (A) (3) Dormitory Sleeping Space: (a) (Important) Fifty square feet per occupant , except forty-eight square feet in jails constructed prior to 1983, wherein the formula shall be based upon the requirements of paragraph (A)(2)(a) of rule 5120:1-8-04 of the Administrative Code.

Comments: On the day of the inspection, there were overcrowded areas of the jail due to classification.

5120:1-8-04 (C) (Important) Single cells/rooms and multiple occupancy cells/rooms/dormitories shall have an air circulation of fifteen cubic feet of outside or recirculated filtered air per minute per occupant or as required by the local authority having jurisdiction. Documentation from a qualified source shall be maintained by the jail.

Comments: On the day of the inspection, documentation of actual air circulation readings by a qualified source were not provided.

5120:1-8-04 (J) (Important) Natural light shall be provided in housing units, dorms, cells and/or dayspaces.

Comments: At the time of the inspection, there were cells in "Jail 1" that had no natural light. In some areas, there were no windows at all, and in other areas, the windows were painted black.

5120:1-8-05 (E) (Essential) The jail shall be inspected annually by local or state health authorities and a written report shall be provided. There shall be a written plan to correct jail-related deficiencies.

Comments: On the day of the inspection, the Annual Health Inspection was not completed. The tentative date for the inspection is 11/18/2019.

5120:1-8-05 (G) The jails shall maintain documentation that the following standards are met with regard to interior lighting: (2) (Important) At least fifteen foot-candles, measured thirty inches above the floor, in inmate accessible areas.

Comments: On the day of the inspection, there were several areas of the jail that did not meet the lighting requirements of the standard.

5120:1-8-05 (M) (Essential) The jail shall have a written fire safety plan approved by local fire officials , and that is reviewed annually and updated as needed. The plan shall include fire prevention, training and drills, fire response and post-fire documentation and review. A current copy of the plan shall be maintained at the local fire department.

Comments: On the day of the inspection, a written fire safety plan was provided that had not been reviewed and approved by fire officials. Jail administration has provided documentation showing the fire safety plan was submitted to local fire officials for their review and approval, but it has not yet been approved.

5120:1-8-10 (C) (Essential) Menu cycles and contents shall be evaluated and approved annually by a licensed nutritionist or registered dietitian or registered dietitian nutritionist.

Comments: On the day of the inspection, a menu cycle that was evaluated and approved annually by a licensed nutritionist or a registered dietician was not provided.

5120:1-8-10 (F) (Essential) All persons involved in the preparation of food shall receive a pre-assignment medical examination and annual re-examinations.

Comments: On the day of the inspection, documents were provided that showed annual re-examinations are being completed on all food service staff. However, documents evidencing the pre-assignment medical examinations were not available for veteran food service staff.

5120:1-8-17 (D) (Important) There shall be a written, implemented staffing plan that includes jail personnel assignments, days of the week and hours of the day that assignments are covered and any deviations from the plan with respect to weekends, holidays or other atypical situations.

(1) The plan shall include all posts and functions, a calculated shift relief factor, sufficient numbers of male and female jail staff on-duty and available to perform sensitive functions and procedures as necessary by inmate gender, and total number of employees required to fill identified posts and functions.

(2) The plan shall reflect that the jail has staff for administration and supervision ; inmate programs; inmate supervision, custody and back up; support services including medical, food service, maintenance and clerical; staff training; and other jail-related functions such as escort and transportation of inmates.

(3) The staffing plan shall be reviewed once a year by the jail administrator and revised as needed .

Comments: On the day of the inspection, documentation was provided by the jail showing required security posts are not always being staffed creating the need for "red-zoning". The jail is currently in the process of hiring additional security and supervisory staff.

5120:1-8-17 (G) (Important) A written code of ethics shall be provided to jail staff.

Comments: On the day of the inspection, there were no supporting documents that show new employees are receiving the code of ethics.

5120:1-8-18 (B) (Important) Correctional officers shall receive training as follows:

(1) Training in jail policies and within sixty days of employment.

(2) During the first year of assignment, training consistent with Chapter 109:2-9 of the Administrative Code.

(3) Eight hours of-service training each subsequent year of employment addressing specific job assignments and/or jail related issues. These training hours are in addition to training mandated by other standards.

Comments: The documents provided showed that four employees did not complete the training in jail policies and procedures within sixty days of employment as required.

5120:1-8-18 (C) (Important) Administrators and supervisors shall receive training in addition to the training specified in paragraph (B) of this rule as follows:

- (1) Training in jail policies and procedures prior to assignment to jail duties.
- (2) During the first year of assignment, forty hours of training including legal aspects of jail management, managerial principles, labor relations, and records/information management.
- (3) Eight hours of in-service training each subsequent year of employment addressing special issues, skills-enhancement, and other assignment related topics.

Comments: There were no supporting documents provided on the day of the inspection to show that administrators and supervisors have received the required training.

Plan of action forms are enclosed. Completed form(s) and/or corrective materials addressing the noted deficiencies must be completed and submitted through the Ohio Jail Management System (OHJMS) at www.OHJMS.Intelligrants.com within 45 days of receipt of this correspondence. Please feel free to contact the Bureau if you need assistance or clarification in this effort. The Bureau remains available to discuss the aspects of this report or to provide reference materials or assistance as desired.

Sincerely,



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